

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Mark Damian Neumeyer et al.	)	<u>PATENT APPLICATION</u>
	)	Attorney Docket: SEA0820P1510US
Serial No.: 10/530,804	)	
(National Stage of PCT/AU2003/001339)	)	Confirmation No. 9341
	)	
International	)	Group Art Unit:
Filing Date: October 10, 2003	)	Not Yet Designated
	)	
For: IMPROVEMENTS TO TWO-	)	
PART VESSELS	)	
	)	
Examiner: Not Yet Designated	)	

INFORMATION DISCLOSURE STATEMENT

Mail Stop PCT  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §1.97, the art identified on the attached form PTO/SB/08A and other matters discussed below may be helpful to the Patent Office in its examination of the application identified above.

The documents cited in the corresponding International Search Report for PCT/AU2003/001339 are also listed in the accompanying Form PCT/SB/08A.

A copy of the International Preliminary Examination Report for PCT/AU2003/001339 is enclosed.

The following comments are directed to the documents disclosed in the accompanying Form PTO/SB/08A that are not in the English language and do not have translations enclosed therewith.

DE 199 50 884 A1 appears to disclose a closure for a container wherein the closure includes a dispensing nozzle and a compartment below the nozzle which is sealed with a membrane 11 that can be broken by a piercing member 15 when the closure is screwed further down onto the container. After the membrane 11 is pierced by the pin 15, the pin, along with the plate 14 to which it is attached, is broken away from the container mouth by further downward movement of the closure. This document is designated as "Citation 3" in the corresponding international patent application PCT/AU2003/001339 International Preliminary Examination Report and is discussed therein.

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The Patent and Trademark Office Examiner is requested to review the art and determine the extent of the materiality of the disclosures thereof with respect to the patentability of the subject invention. It is expected that the Patent and Trademark Office Examiner will independently conduct a complete search for relevant prior art.

No inference should be drawn and no representation is made or intended: (a) that a search has been made, or if made, was complete; (b) that the art on the attached list presents a comprehensive investigation of the prior art; or (c) that no more pertinent art than that listed is in existence. [See 37 C.F.R. §1.97(g)]

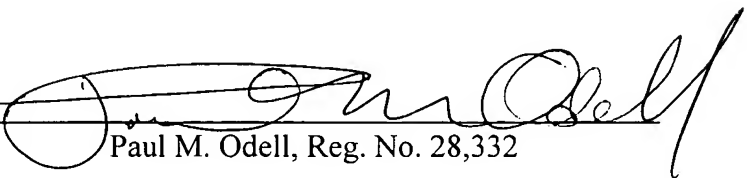
Citation of any art herein is not to be construed as an admission: (a) that the art disclosure is, or is considered to be, necessarily within the invention field of endeavor, pertinent to the instant invention, or equivalent to the instant invention; (b) that the art disclosure is, or is considered to be, necessarily prior in time to a particular date which may

be relevant in the instant patent application; (c) that the art disclosure is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b); and/or (d) that the art disclosure is otherwise necessarily prior art with respect to the instant invention and application. [See 37 C.F.R. §1.97(g).]

No inference should be drawn that the discussion of any art herein is a discussion of each and every feature disclosed therein.

Also, there is reserved the right to later set forth how the instant invention is distinguished over the disclosures of any document or other art, including the disclosures of the art cited herein, that may be cited by the Examiner in rejecting a claim in the instant patent application.

Respectfully submitted,

By:   
Paul M. Odell, Reg. No. 28,332

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January 17, 2006

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Substitute for form 1449A/PTO  <b>INFORMATION DISCLOSURE  STATEMENT BY APPLICANT</b>  <i>(Use as many sheets as necessary)</i>				Application Number	10/530,804
				International Filing Date	October 10, 2003
				First Named Inventor	Mark Damian Neumeyer et al.
				Group Art Unit	Not Yet Designated
				Examiner Name	Not Yet Designated
Sheet	1	of	3	Attorney Docket No.	SEA0820P1510US

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	U.S. Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear
		Number Kind Code <sup>2</sup> (if known)			
		US- 5,246,142	09-21-1993	DiPalma et al.	
		US 5,927,549	07-27-99	Wood	
		US- 6,138,821	10-31-2000	Hsu	

FOREIGN PATENT DOCUMENTS						
Examiner Initials'	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)				
		EP 577200 B1	07-03-1996	Laboratorios Cusi		
		AU 590534		Shell Internationale		
		AU 680724		Johnson & Johnson		
		AU 756328		Rocep		
		AU 756095		Yoshino		
		AU 752149		Owens-Illinois		
		AU 752089		Spreckelsen		
		AU 737696		Integrated Marketing		
		AU 737612		Seaquist Closures		
		AU 732159		ITW New Zeland		
		AU 731634		MLIS Projects		
		AU 728008		Coory		
		AU 602500	11-18-90	PDL Packaging Ltd.		

Sheet	2	of	3	Attorney Docket No.	SEA0820P1510US
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		AU 712054		Merck		
		AU 686428		Bek		
		AU 683068		Ciba-Geigy		
		AU 681401		Monsanto Europe		
		AU 679558		Guala SPA		
		AU 672311		Goldwell		
		AU 653367		Sandoz		
		AU 643305		Investions Pty		
		AU 731584		Gartner		
		AU 747684		Biogaia		
		AU 711119		Laboratorios Cusi		
		AU 661402		Laboratorios Cusi		
		AU 653335		Automatic Liquid		
		WO 02/36446 (AU 200225842)		Vlodek		
		WO 02/051711 (AU 200224643)	07-04-2002	Visy		
		WO 02/36065 (AU 200223031)		Lameplast		
		AU 200151881		Lili Hsu		
		WO 01/36289 (AU 200119019)		Coory		
		WO 01/12520 (AU 200066346)		Dark		
		WO 00/78632 (AU 200055456)		Rocep		
		WO 00/27723 (AU 200015218)		Abbott		
		WO 00/27717 (AU 200010853)		Coory		
		WO 99/65783 (AU 199942517)		Clarkson		
		AU 199960667		Lily Hsu		
		WO 00/53507 (AU 200037344)		Biogaia		
		DE 199 50 884	04-26-02001	Wella AG		
Examiner Signature				Date Considered		

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standards ST.16, if possible. <sup>6</sup> Applicant is to place a checkmark here if English language Translation is attached.

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Sheet	3	of	3	Attorney Docket No.	SEA0820P1510US

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
		International Preliminary Examination Report from PCT/AU2003/001339	
Examiner Signature			Date Considered

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<sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) and application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450.